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Attorneys for Defendant
Rockland County Sewer District #1

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

FILED
U.S. DISTRICT COURT
2007 APR -4 P 2:30
S.D. OF N.Y. W.P.

BOROUGH OF UPPER SADDLE RIVER,

Plaintiff,

v.

VILLAGE OF AIRMONT, ROCKLAND
COUNTY SEWER DISTRICT #1,

Defendants.

07 Civ. 0109 (____) (MDF)

**DECLARATION OF JAMES V. MARKS IN
SUPPORT OF MOTION TO ADMIT
LAWRENCE R. LIEBESMAN AND
STEVEN R. KELTON *PRO HAC VICE***

JAMES V. MARKS, hereby declares, pursuant to 28 U.S.C. § 1746(2), as follows:

1. I am a partner in the New York office of Holland & Knight LLP, counsel for defendant Rockland County Sewer District #1 in this action. I respectfully submit this Declaration in support of the motion to admit Lawrence R. Liebesman and Steven R. Kelton *pro hac vice* to the United States District Court for the Southern District of New York for purposes of this action.

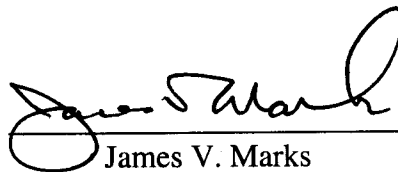
2. I agree to act as New York counsel for Mr. Liebesman and Mr. Kelton and to strictly observe the Rules of this Court governing the conduct of attorneys.

3. Upon information and belief, Mr. Liebesman is a member in good standing of the Bar of the District of Columbia Court of Appeals. Mr. Liebesman is a partner in Holland & Knight's office in the District of Columbia.

4. Upon information and belief, Mr. Kelton is a member in good standing of the Bar of the Supreme Court of the State of Colorado. Mr. Kelton is an attorney in Holland & Knight's office in the District of Columbia.

I declare under penalty of perjury that the foregoing is true and correct.

Executed on April 2, 2007.

A handwritten signature in black ink, appearing to read "James V. Marks", is written over a horizontal line. The signature is stylized with a large loop at the end.

James V. Marks

UNITED STATES DISTRICT COURT
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Index No. 07 Civ. 0109

AFFIDAVIT OF SERVICE

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STATE OF NEW YORK)
) ss.:
COUNTY OF NEW YORK)

WILLIS VARGAS, being duly sworn, deposes and says:

1. I am over 18 years of age, am employed by the firm Holland & Knight, LLP, and am not a party to this action.
2. On April 2, 2007, I served a true copy of the following documents:
 - a. Declaration of James V. Marks in Support of Motion to Admit Lawrence R. Liebesman and Steven R. Kelton Pro Hac Vice;
 - b. Declaration of Lawrence R. Liebesman in Support of the Motion to Admit Him Pro Hac Vice;
 - c. Declaration of Steven R. Kelton in Support of the Motion to Admit Him Pro Hac Vice; and
 - d. (Proposed) Order For Admission Pro Hac Vice,

by UPS overnight delivery service for the next day delivery, properly addressed to the following:

John Walsh, Esq.
Boeggeman, George, Hodges & Corde
11 Martine Avenue, Suite 920
White Plains, New York 10606

Michael K. Burke, Esq.
Burke, Miele & Golden, LLP
100 Washington Avenue
P.O. Box 397
Suffern, New York 10901


Willis Vargas

Sworn to before me this
3rd day of April, 2007.


Notary Public

Elvin Ramos
Notary Public, State of New York
NO. 01RA4870243
Qualified in Queens County
Certificate filed in New York County
Commission Expires September 2, 2010